

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 DELBERT M. GREENE,

4 Plaintiff

5 v.

6 STATE OF NEVADA, et al.,

7 Defendants

Case No.: 2:19-cv-01529-APG-NJK

**Order Denying Motion for Preliminary
Injunction**

[ECF No. 15]

8 Plaintiff Delbert Greene moves for preliminary injunctive relief related to his transfer to
9 Ely State Prison, the refusal of a back brace and lower bunk, a prescription for high blood
10 pressure medication, and the placement of information about his lawsuit in his medical file.
11 Preliminary injunctive relief is appropriate where “the intermediate relief [is] of the same
12 character as that which may be granted finally.” *De Beers Consol. Mines v. United States*, 325
13 U.S. 212, 220 (1945). But a court cannot issue an injunction that “deals with a matter lying
14 wholly outside the issues in the suit.” *Id.* I deny Greene’s motion because the relief he seeks is
15 unrelated to the allegations in the complaint in this case. Greene’s complaint relates to the
16 calculation of his sentence for a robbery conviction. *See* ECF No. 13.

17 I THEREFORE ORDER that plaintiff Delbert Greene’s motion for preliminary
18 injunction (**ECF No. 15**) is **DENIED**.

19 DATED this 22nd day of March, 2021.

20 

21 ANDREW P. GORDON
22 UNITED STATES DISTRICT JUDGE
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